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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

Criminal Case No. OBCR 2438-DMS UNITED STATES OF AMERICA, INFORMATION Plaintiff, Title 8, U.S.C., Sec. 1326(a) v. and (b) - Deported Alien Found in the United States (Felony) JUAN PEREZ-MONSIVAIS, Defendant.

The United States Attorney charges:

On or about June 27, 2008, within the Southern District of California, defendant JUAN PEREZ-MONSIVAIS, an alien, who previously had been excluded, deported and removed from the United States to Mexico, was found in the United States, without the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States Code, Sections (4), and 557), having expressly consented to the and 202(3) defendant's reapplication for admission to the United States; in violation of Title 8, United States Code, Section 1326(a) and (b).

DATED: 7-24-7008

KAREN P. HEWITT United States Attorney

MICHELLE M. PETTIT Assistant U.S. Attorney

MIP:psd:San Diego 7/7/08

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